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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/655,531	09/05/2003	Jose Remacle	035642-0103	5573

22428 7590 08/03/2006

FOLEY AND LARDNER LLP
SUITE 500
3000 K STREET NW
WASHINGTON, DC 20007

EXAMINER

STEELE, AMBER D

ART UNIT	PAPER NUMBER
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1639

DATE MAILED: 08/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20060724

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Application No: 10/655,631

Art Unit: 1639

1) The Applicants' response received on 5/26/2006 is acknowledged and entered. Applicants elected Group I (claims 1-9) and dopamine receptor 1A, histamine receptor H2, 5-hydroxytryptamine receptor 1A, adrenergic receptor alpha 1, and cholinergic receptor nicotine alpha 2 as the single, specific species of capture probe; human as the single, specific species of what the capture probe is derived from; dopamine receptor 1A, histamine receptor H2, 5-hydroxytryptamine receptor 1A, adrenergic receptor alpha 1, and cholinergic receptor nicotine alpha 2 as the single, specific species of target nucleic acid; and fluorescent label as the single, specific species of label. However, the election of FIVE capture probes and FIVE target "nucleic acids" does not correlate to an election of a SINGLE, specific species. Furthermore, regarding the election of the target nucleic acid applicants are directed to claim 7 (e.g. is the target nucleic acid RNA or cDNA?). Moreover, regarding the requirement for the election of what the capture probe is derived from applicants are directed to claims 5-6 (e.g. derived from Table 1, sense strand, or antisense strand). Thus, the species election is incomplete because applicant did not elect a SINGLE SPECIFIC SPECIES for A-D as required.

2) Since the above-mentioned reply appears to be a bona fide attempt, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

3) Any inquiry concerning this communication or earlier communications from the examiner should be directed to Amder D. Steele whose telephone number is 571-272-5538. The examiner can normally be reached Monday through Friday from 9:00 AM to 5:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter Paras can be reached at 571-272-4517. The fax number for the organization where this application or proceeding is assigned is 571-273-8300. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-1600.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ADS

July 24, 2006

PETER PARAS, JR.
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1600